

UNITED STATES DISTRICT COURT

for

FILED BY JFG D.C.WESTERN DISTRICT OF TENNESSEE

05 OCT -3 PM 2: 00

U.S.A. vs. Louis E. JonesTHOMAS M. GOULD
Docket No. 2:02-cr-20339-01
CLERK U.S. DISTRICT COURT
W.D. OF TENN. MEMPHIS**Petition on Probation and Supervised Release**

COMES NOW Lorin J. Smith, PROBATION OFFICER OF THE COURT presenting an official report upon the conduct and attitude of Louis E. Jones, who was placed on supervision by the Honorable Jon Phipps McCalla United States District Judge, sitting in the Court at Memphis, Tennessee on the 12th day of September, 2003, who fixed the period of supervision at two (2) years*, and imposed the general terms and conditions theretofore adopted by the Court and also imposed special conditions and terms as follows:

1. The defendant shall undergo drug testing and drug treatment as directed by the Probation Office.

* Supervised Release began on August 27, 2004.

RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:

(If short insert here; if lengthy write on separate sheet and attach)

SEE ATTACHED

PRAYING THAT THE COURT WILL ORDER that **SUMMONS** be issued for Louis E. Jones to appear before the United States District Court to answer to charges of violation of Supervised Release.

ORDER OF COURT

Considered and ordered this 3 day
of Oct., 2005, and ordered filed
and made a part of the records in the above
case.

Jon P. McCalla
United States District Judge

I declare under penalty of perjury that the foregoing is
true and correct.

Executed
on

September 26, 2005
Lorin J. Smith
Lorin J. Smith
U.S. Probation Officer

Place: Memphis, Tennessee

RE: Louis E. Jones
Docket No. 2:02CR20339-01
Probation Form 12
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RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:

THE DEFENDANT HAS VIOLATED THE FOLLOWING CONDITIONS OF SUPERVISED RELEASE:

The defendant shall not commit another federal, state or local crime.

On August 18, 2005, Louis E. Jones was charged by the Marked Tree, Arkansas Police Department for the offense of Felony Theft, and Driving on a Suspended Drivers License.

An employee of the City of Marked Tree called the police department when he observed that someone was stealing a trailer, belonging to the City of Marked Tree from behind the Dollar General Store. Upon arrival, Marked Tree Police Officer, J. Crum, observed a cream colored Dodge pick up truck pulling a tandem trailer from behind the Dollar General Store.

During questioning, Mr. Louis E. Jones stated that he was going to borrow the trailer to pick up pallets and boxes at Mid-South Manufacturing. The trailer is a 16 foot trailer valued at over \$800.00 and is one of several used by the City of Marked Tree to collect cardboard.

Mr. Jones has been released from custody on this matter on a \$10,000 bond. Mr. Jones is scheduled to appear in Poinsett, County Court on October 5, 2005.

The defendant shall not leave the judicial district without the permission fo the court or probation officer.

On August 8, 2005, Louis E. Jones left the Western District of Tennessee, and went to Marked Tree, Arkansas. Mr. Jones left the judicial district without the permission of the Probation Officer.

The defendant shall notify the probation officer within 72 hours of being arrested or questioned by a law enforcement officer.

Louis E. Jones was questioned and arrested on August 18, 2005 by the City of Marked Tree Police Department, he failed to notify the Probation Officer of his arrest or questioning.

VIOLATION WORKSHEET

1. Defendant: Louis E. Jones, 4082 Slumber Lane, Memphis, TN 38127

2. Docket Number: 2:02CR20339-01

3. District/Office: Western District of Tennessee, Memphis

4. Original Sentence Date September 12 2003
 month day year

(If different than above):

5. Original District/Office:

6. Original Docket Number :

7. List each violation and determine the applicable grade {see §7B1.1}:

<u>Violation(s)</u>	<u>Grade</u>
<u>New Criminal Conduct: Felony Theft</u>	<u>B</u>
<u>Leaving the Judicial District</u>	<u>C</u>
<u>Failure to Notify Probation Officer of Arrest</u>	<u>C</u>
8. Most Serious Grade of Violation (see §7B1.1(b))	<u>B</u>
9. Criminal History Category (see §7B1.4(a))74	<u>V</u>

10. Range of imprisonment (see §7B1.4(a))

18 - 24 months

The Statutory Maximum is 24 months.

11. Sentencing Options for Grade B and C violations Only (Check the appropriate box):

- ☐ (a) If the minimum term of imprisonment determined under § 7B1.4 (Term of Imprisonment) is at least one month but not more than six months, § 7B1.3(c)(1) provides sentencing options to imprisonment.
- ☐ (b) If the minimum term of imprisonment determined under §7B1.4 (Term of Imprisonment) is more than six months but not more than ten months, § 7B1.3(c)(2) provides sentencing options to imprisonment.
- ☒ (c) If the minimum term of imprisonment determined under § 7B1.4 (Term of Imprisonment) is more than ten months, no sentencing options to imprisonment are available.

**Mail documents to: United States sentencing Commission, 1331 Pennsylvania Avenue, N.W.
 Suite 1400, Washington, D.C., 20004, Attention: Monitoring Unit**

Defendant: Louis E. Jones

12. Unsatisfied Conditions of Original Sentence

List any restitution, fine community confinement, home detention, or intermittent confinement Previously imposed in connection with the sentence for which revocation is ordered that remains unpaid or unserved at the time of revocation {see § 7B1.3(d)}:

Restitution <u>N/A</u>	Community Confinement <u>N/A</u>
Fine <u>N/A</u>	Home Detention <u>N/A</u>
Other/Special Assessment <u>N/A</u>	Intermittent Confinement <u>N/A</u>

13. Supervised Release

If probation is to be revoked, determine the length, if any, of the term of supervised release according to the provisions of § 5D1.1-1.3 {see § 7B1.3(g) (1)}.

Term:

If supervised release is revoked and the term of imprisonment imposed is less than the maxim term of imprisonment upon revocation, the defendant may, to the extent permitted by law, be ordered to recommence supervised release upon release from imprisonment {see 18U.S.C. § 3583(e) and § 7B1.3(g) (2)}.

Period of supervised release to be served following release from imprisonment:

14. Departure

List aggravating and mitigating factors that may warrant a sentence outside the applicable range of imprisonment:

15. Official Detention Adjustment {see § 7B1.3(e)}: Adjust Months months Adjust Days days

**Mail documents to: United States Sentencing Commission, 1331 Pennsylvania Avenue, N.W.
Suite 1400, Washington, D.C., 20004, Attention: Monitoring Unit**



Notice of Distribution

This notice confirms a copy of the document docketed as number 38 in case 2:02-CR-20339 was distributed by fax, mail, or direct printing on October 3, 2005 to the parties listed.

John Thomas Tibbetts
U.S. ATTORNEY'S OFFICE
167 N. Main St.
Ste. 800
Memphis, TN 38103

Honorable Jon McCalla
US DISTRICT COURT